

No. 15573

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Mel J. Peterson

Postoffice address: Soda Springs

County: Bannock State: Idaho

I. If applicant is a corporation, give

(a) Date and place of incorporation.

(b) The amount of capital stock.

(c) The amount paid in.

(d) Names and addresses of directors.

II. The financial resources of the applicant are: (a) Cash on hand;
 (b) Treasury stock;
 (c) Bonds to be issued;
 (d) Other resources.

2. The quantity of water claimed is 4/5 cubic feet per second.

3. Source of water supply: an unnamed pond

4. Location of point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18, Twp. 8 S. R. 42 E.B.M.

County of Bannock

5. To be used for: Irrigation purposes.

I. Irrigation and domestic use: (a) Amount of land to be irrigated: forty acres.
 (b) In the following legal subdivisions: SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 18, Twp. 8 S. R. 42 E.B.M.

II. Mining, milling, power, manufacturing, transportation or other purposes:

[a] At what point:

[b] Amount of power to be generated;

H. P. under

[c] Is water to be returned to any stream?
return:

ft. head.

[d] If so, name stream and locate point of

6. Estimated cost of works, \$250.00

7. Description of works for diversion:

I. Kind of works: pump, and ditch.

II. Dimensions of works:

[a] Height of dam

feet, length of dam at top

feet,

length of dam at bottom

feet. Material used in construction:

[b] Capacity of reservoir

acre feet. (c) Size of headgate, width

feet,

Height

feet. (d) Conduit

width at bottom 1

feet,

width at water line

2

feet, depth of water

ft

feet, diameter of pipe

4 inches; average grade per mile is

8

feet. Length of conduit is

ft

miles,

and it crosses the following quarter sections;

SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18, Twp. 8 S. R. 42 E.B.M.

8. The time required for the completion of the construction of such work is 3 years.

9. Time required for the complete application of the water to the proposed use is 1 additional years.

BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public waters of the State of Idaho as herein set forth.

By Mel J. Peterson Applicant.

Agent.

Date of first receipt at office of State Engineer 9.00 A. M. August 20, 1914.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is 10559 Recorded in Book 35 Page 10559 Approved August 24, 1914.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions.

Bond in the sum of _____ to be filed on or before _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control. One-fifth of the work above specified to be completed on or before February 24, 1916. The whole of said work to be completed on or before August 24, 1917. Beneficial use of water appropriated in accordance herewith, to be made on or before August 24, 1918.

Witness my hand this 24th day of August, 1914.

F. P. King,

State Engineer.

Remarks: I expect to install a 5-horse power gasoline engine, which will raise the water for a small distance, the pipe to carry the water from the engine to the ditch to be about 10 ft. long, and from there run the water onto the land.

The point of diversion will be located on my desert entry.

Proof of completion of works made August 11, 1917.
Certificate of completion of works issued September 17, 1917.

Permit No. 10559.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Nels J. Peterson of Soda Springs, County of Benneock, and State of Idaho, the holder of Permit No. 10559, issued upon Application No. 15573, bearing date of priority of August 20, 1914, authorizing the diversion of 4/5 of 1 second foot of the waters of an unnamed pond, County of Benneock, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 3/5 of 1 second foot of the waters of an unnamed pond; that the point of diversion of said waters is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18, T. 3 S., R. 42 E. B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 40 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18, T. 3 S., R. 42 E. B. M.

Witness my hand this 17th day of September, A. D. 1917.

J. H. Smith,

State Engineer of the State of Idaho.

License issued for 0.5 second ~~foot~~

Recorded by 154
Checked by 192

The Jackson Real Estate Company

POCATELLO, IDAHO

August 19, 1914.

Mr. S. P. King,
State Engineer,
Boise, Idaho.

Dear Sir:

We hand you herewith Water Permit of John P. Mikesell, together with our check for \$1.00 to pay the recording fees.

Water Permit of Nels J. Peterson, together with our check for \$1.00 to pay the recording fees.

Water Permit of Frieda Staats, together with our check for \$1.00 to pay the recording fees.

Kindly give these Permits your prompt attention as they have to be used in connection with Land Applications recently made.

Thanking you, we are

Yours truly,

MANAGER.

S/W
Encl.



10559

Trp 8 S. R. & B. M.

*Area
Pipe
PL of diverging
Pump*

W. J. D. Brown

10559

10559

Permit Map No. 10559
As Approved

AUG 24 1914

BY

F. P. KING
STATE ENGINEER.

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

F. P. KING,

STATE ENGINEER

Permit No. 10559-Potterton

The Jackson Real Estate Company,
Pocatello, Idaho.

Dear Sir:

I enclose herewith above numbered permit. BE SURE TO NOTE

LIMITATIONS AND CONDITIONS OF SAME as given under approval
of State Engineer on the third page.

F. P. KING,

State Engineer.

BOISE, IDAHO, AUG. 24, 1914.

10559

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Nels J. Peterson,
Soda Springs, Idaho.

Boise, Idaho,
June 21, 1917.

Dear Sir:—

Under the terms of your permit No. 10559, you are required to complete your diversion works on or before Aug. 24, 1917. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

J. H. SMITH,

State Engineer.

10559

Bannock Abstract & Trust Company

ABSTRACTS, LOANS AND INVESTMENTS

PUBLIC LAND MATTERS A SPECIALTY

POCATELLO, IDAHO,

August 17th., 1917.

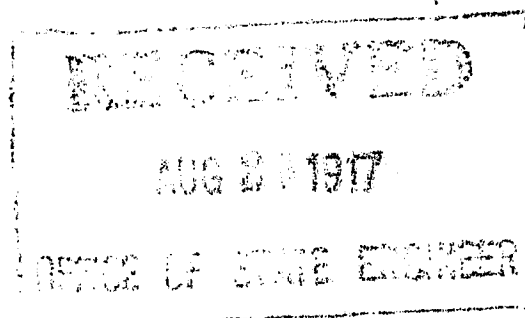
State Engineer,
Boise, Idaho.
Dear Sir:

We herewith enclose
Proof of Completion of works,
Affidavit of Holder, of Nels
J. Peterson, also certified
check for \$1.00

Yours very truly,

BANNOCK ABSTRACT & TRUST CO.

Wm Jackson Jr
President,



10559

Permit No. _____

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Bannock

} SS.

Nels J. Peterson

, being first duly sworn upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 10559 and that his postoffice address is Soda Springs, Idaho State of Idaho.

Second: That the name of the stream from which said water is to be diverted is _____
an ~~un~~ named pond

Third: That the point of diversion of said water is in SE¹ NE¹ Sec 18, Twp 8 S. R. 42
E.B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by August 24 1917.

Fifth: That the use for which said water is intended is irrigation purposes.

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: windmill with pump having 12" cylinder

(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam ----- feet, length of dam at top 00 feet, length of dam at bottom --- feet. Material used in construction _____

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir none acre feet.

(c) Size of headgate: Width none feet, height ----- feet.

(d) Conduit ditch width at bottom 1 feet, width at water line 2 feet, depth of water $\frac{1}{2}$ feet; Diameter of pipe none inches; average grade per mile is $\frac{2}{3}$ feet. Length of conduit is 1/5 miles.

Seventh: That said works are capable of conducting to the place of intended use 3/5 second feet of water.

Eighth: That water appropriated under said permit is available for 30 acres of land described as follows: thirty acres of the lands hereinbefore described.

Ninth: Remarks: That the works of diversion are completed.

Nels J. Peterson
(Sign here)

Subscribed and sworn to before me this 11th day of August, 1917.

My commission expires Jan 2, 1919.

Notary Public.

10559

August 21, 1917.

Re: Permit No. 10559.

Mr. Nels J. Peterson,
Soda Springs, Idaho.

Dear Sir:

We are in receipt of your affidavit
for proof of completion of works, together
with certified check in the sum of \$1.00.
As the statutory fee for this proof is \$5.00,
the certificate will be held pending receipt
of \$4.00 balance due.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____.

CB:FM

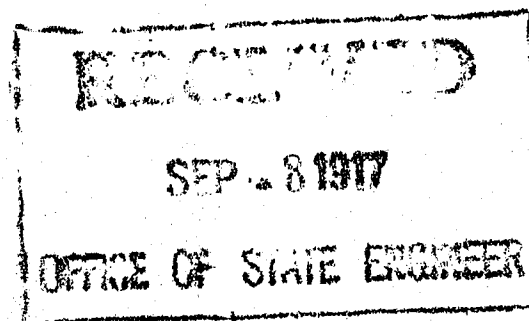
10559

J. H. SMITH,
STATE ENGINEER
FRED WILKIE,
DEPUTY STATE ENGINEER

State of Idaho
Engineering Department

Boise

August 21, 1917.



Re: Permit No. 10559.

Mr. Nels J. Peterson,
Soda Springs, Idaho.

Dear Sir:

We are in receipt of your affidavit
for proof of completion of works, together
with certified check in the sum of \$1.00.
As the statutory fee for this proof is \$5.00,
the certificate will be held pending receipt
of \$4.00 balance due.

Very truly yours,

J. H. SMITH,

State Engineer.

By *W. Brown*.

CB:FM

10559

Wm. Jackson, Jr.
Lands, Real Estate
Insurance

POCATELLO, IDAHO September 18th, 1917

J. H. Smith,
State Engineer,
Boise, Idaho.

Dear Sir:--

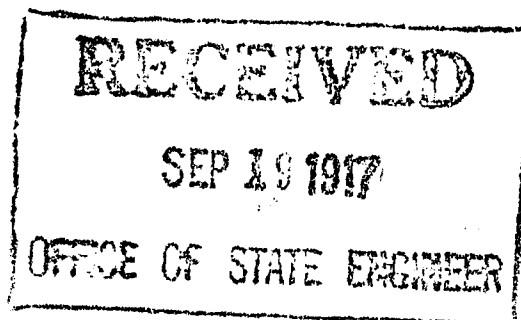
I hand you herewith notice in duplicate for publication in the matter of application of water for beneficial use, permit #10559, Date that proof is to be taken is October, 20th, 1917.

I would thank you to forward notice to the Soda Springs Chieftain for publication, and I will be responsible for the payment of the publication fees.

Very truly yours,

Wm. Jackson, Jr.

WHJ/IB



10559

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 20th day of October, 1917,
at Pocatello, County of _____, State of Idaho,
before Wm.H.Jackson, Jr., Notary Public, proof will be submitted
of the application to beneficial use of 4/5 cubic feet per second of the
waters of An unnamed pond in accordance with the terms and conditions of
Permit No. 10559 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are-----
Nels J. Peterson, Boda Springs, Idaho
2. The use to which said water has been applied is Irrigation purposes
3. The amount applied to beneficial use is 4/5 of 1 cu.ft. per second.
4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SE 1/4 NE 1/4, Section 18, T.9 S., R. 42 E.B.M.
5. ~~The name of the canal or ditch or other works by which said water is conducted to such place of use~~
is An unnamed pond
- 6 The right to take water from such works is based upon Permit No. 10559
- 76 The source of supply from which such water is diverted is An unnamed pond
- 87 The date of the priority which said user is prepared to establish is August 20, 1914
9:00 A.M.

10559

J. H. SMITH,

State Engineer.

September 19, 1917.

Re: Permit 10559.

Mr. Hela J. Peterson,
Soda Springs, Idaho.

Dear Sir:

Enclosing herewith Certificate of Completion of works, issued under above permit, with receipts for fee.

Yours very truly,

J. H. Smith,

State Engineer.

By

Enc: CCW
R-902.
R-985.

CB/ME

10559

September 20, 1917.

Re: Permit No. 10559.-Nels J. Peterson.

Mr. Wm. H. Jackson, Jr.,
Pocatello, Idaho.

Dear Sir:

Notice for publication for final proof
under above permit has been mailed to the
Soda Springs Chieftain as per your request,
and deposition blanks will be mailed to you
in time for proof October 20th.

Very truly yours,

J. H. Smith,

State Engineer.

By

CB/MB

10559

State Engineer, Boise.

Dear Sir:

I have your letter of *Sept. 19, 1917* enclosing Notice of Proof of Beneficial Use of Water under Permit No. *10559* which will be published as you request, beginning with our issue of *Sept. 27, 1917*

RECEIVED

SEP 28 1917

OFFICE OF STATE ENGINEER

10559

(P. O.) *Boise office*
(Date) *Sept. 26, 1917*

Mark

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF BENEFICIAL USE

Mr. Nels J. Peterson,
c/o Wm. H. Jackson, Jr., N. P.,
Pocstello, Idaho.

BOISE, IDAHO, Sept. 28, 1917.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your Permit No. 10559.

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of your rights:

1. On ~~October 20, 1917~~, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at Pocstello before Wm. H. Jackson, Jr., N. P.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$2.00 for each 40-acre tract, or fraction, to which water has been applied. When these have been received together with report of examining engineer, if everthing is properly executed, License will issue.

Yours truly,

J. H. Smith,

State Engineer.

10559

10559

PERMIT No. 10559

*Ch-
J. C.*

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Nels J. Peterson, age 48 years, Occupation, a farmer.

Residence and P.O. Soda Springs, Idaho.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. I am acting in my own behalf.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. No. 10559. Date,-- August 20, 1914, which is also the date of priority.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Source:-- an un named pond. Location of P.O.D. near the southeast corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 18, Twp 8 S. R. 42 E. B. M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Have windmill and 12" pump; one main ditch 1 $\frac{1}{2}$ ft. wide at top and 1 ft. at bottom; two other ditches each 80 rods long, about same dimensions. This system will carry enough water to irrigate 30 acres of land. The system is un named.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. It is to be used for the irrigation of above described subdivision, and

I have irrigated 15 acres of natural meadow land. I have doubled the production of the grass on said land as a result of such irrigation.

Ques. 7. If for other than irrigation purposes, state how applied, amount of horse power generated, etc.

Ans. Used for irrigation only.

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. One inch per acre is the minimum amount required for such use.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. I am the same person to whom permit was issued.

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Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. I have used a good stream of water in said water for about 4 weeks it is last summer.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None.

(Sign)

Nels Peterson

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boncroft, Parosh Co., County of

State of Idaho, on this 20th day of October

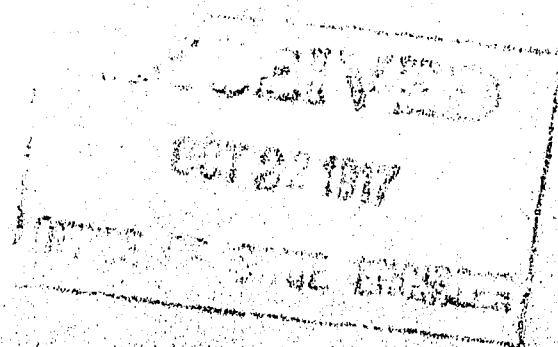
A. D. 1917.

Wm. Jackson

Notary Public.

Residence: Pocatello, Idaho.

10559



Permit No. 10559

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Daniel J. Lau, age 50 years, P.O. Soda Springs, Idaho.
Occupation,-- Farmer.

Ques. 2. Are you acquainted with Nels J. Peterson the
holder of Permit No. 10559? How long have you known him and where does he reside?

Ans. Yes. Have known him 10 years. He resides near Soda Springs, Idaho.

Ques. 3. Have you read or heard read said Permit No. 10559 and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Source:-- a lake or natural reservoir, adjoining his land. P.O.D.
is on the SE 1/4 Sec 18, Twp 8 S. R. 42 E.B.M. He has a windmill and a large
pump. The water is carried to a pump by a canal, and by ditches over the land from
the pump.

Ques. 5. How many second-feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. About 1/2 second foot.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used for irrigation of above described forty. Most of the irrigated
land is natural meadow land. Some of it has been plowed. Production of the grass
on the meadow land has been increased about 100 per cent as a result of the irrigation.

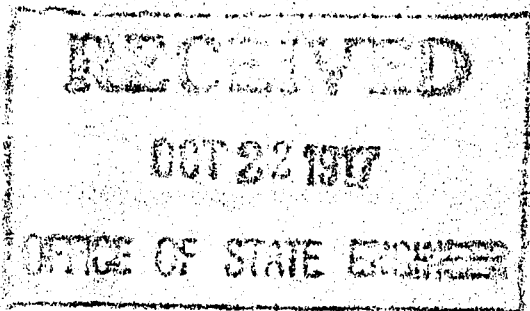
Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. No other purpose than irrigation.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Character given above. It would take about one inch to the acre for
the proper irrigation of the land.

10559



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Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. Not then.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have seen it so used for about 30 days this fall.

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in _____, County of _____, State of Idaho,

on this _____ day of _____, 1917.

My commission expires _____ Jan. 5, 1919.

Notary Public.

(Sign) _____

Permit No. 10559

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Albert B. Deaton, age 48 years, P.O. and residence, Soda Springs, Ida.
Occupation:-- a farmer.

Ques. 2. Are you acquainted with Wesley Peterson, the holder of Permit No. 10559? How long have you known him and where does he reside?

Ans. Have known him five years and he lives near Soda Springs, Idaho

Ques. 3. Have you read or heard read said Permit No. 10559, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. From a lake, on the land. He has a pump and windmill. He has four main ditches.

Ques. 5. How many second-feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. I estimate they will carry 40 to 50 miners inches. I judge I have seen about 30 being so conveyed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation. The water is used on the S. 1/4 NE 1/4 Sec 18, Twp 8.

S. R. 42 E.B.M. It has been used in irrigation of cultivated and native meadow land. The growth of grass has been materially increased as a result of this irrigation.

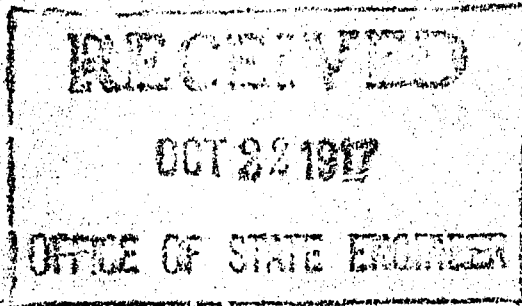
Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Used for irrigation only.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. See No 6 above. I think it would take 40 inches for the proper irrigation of the land.

10559



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Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?
Ans. None.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.
Ans. I have seen it so used to the extent of about 50 inches, since July of this season.

_____ (Sign)
Albert B. B. B.

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in _____ County of _____ State of Idaho,

_____ day of _____ A. D. 1917.
Wm. J. B. B.
Notary Public.

My commission expires _____ Jan 2, 1919.

AFFIDAVIT OF PUBLICATION

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use.

NOTICE is hereby given that at 10 a. m. on the 20th day of October, 1917, at Bancroft, County of Bannock, State of Idaho, before Wm. H. Jackson, Jr., Notary Public, proof will be submitted of the application to beneficial use of 4-5th cubic feet per second of the waters of An Unnamed Pond, in accordance with the terms and conditions of Permit No. 10559, heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Nels J. Peterson, Soda Springs, Bannock County, Idaho.

2. The use to which said water has been applied is irrigation purposes.

3. The amount applied to beneficial use is 4-5th cubic feet per second.

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated): sec 14 ne 14, Section 18, Township 8 South, Range 42 East, Boise Meridian.

5. Other works by which said water is conducted to such place of use is An Unnamed Pond.

6. The right to take the water from such works is based upon Permit No. 10559.

7. The source of supply from which such water is diverted is An Unnamed Pond.

8. The date of the priority which said user is prepared to establish is August 29, 1914, 9 a. m. J. H. SMITH, State Engineer.

STATE OF IDAHO. }
COUNTY OF BANNOCK. } SS

I, W. H. HILDRETH, being first duly sworn, deposes and says that he is the publisher of THE SODA SPRINGS CHIEFTAIN, a newspaper published every week in Soda Springs, County of Bannock, State of Idaho; that the annexed advertisement was published once each week for *Four* successive issues in said newspaper

proper and not in a supplement; that the date of the first publication of said advertisement was on the.... *27th* day of

September..... 191*7*... and the date of the last

publication was on the.... *Eighteenth*.... day of

October..... 191*7*..

W. H. Hildreth

Subscribed and sworn to before me this.... *19th*.... day of

October..... 191*7*..

J. H. Smith

Notary Public.

10559

October 23rd, 1917.

Re Permit No. 10559.

Mr. N. J. Peterson,
Soda Springs, Idaho.

Dear Sir:—

Am in receipt of depositions, affidavit of publication and check for fees, in the sum of \$2.00, for proof of beneficial use of water under above permit. As soon as the report of our engineer can be made, the matter of issuing the license will be taken up.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

10559

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Hols J. Peterson
3000 Myrtles, Idaho

May 15, 1918

Dear Sir:

I enclose herewith blank notice of Proof of Application of Water to Beneficial Use under your Permit No. ~~10559~~-----, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

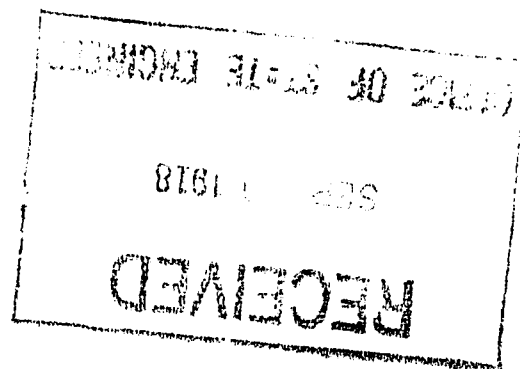
FRED A. WILKIE

State Engineer.

10559

Wm. H. Jackson, Jr.

Loans, Real Estate
Insurance



POCATELLO, IDAHO

September 7, 1918.

State Engineer,
Boise, Idaho.

Dear Sir:

Sometime ago Final Proof upon the water applied for by Nels J. Petersen of Soda Springs, was advertised to be made before me as a notary public at my office at Bancroft, Idaho on the 31st day of August. The blanks in this case were sent to me upon the setting of this proof, I believe, and I took them to my Bancroft office and put them away in my desk there. I am not there in Bancroft constantly and when not there my office is used by the city of Bancroft by the City Clerk. In some way the papers that I left there to be used in this connection, which I did immediately upon receiving the blanks, became misplaced and so when Mr. Petersen came in to make his proof upon that date I was unable to take care of it for him.

I believe that I had occasion to have the time extended for taking of one of these proofs once before and handled it in this way: I made a certificate to the effect that upon the date the proof was set to be taken that no one appeared to offer adverse testimony or to make protest and the time was duly extended for the taking of the proof until a later date and upon which date that the man with his witnesses came in and submitted a testimony touching upon the proof as advertised.

I should like very much to have the privilege to do this in this case and if this is permissible would thank you very kindly to send me a new set of papers in this connection. An immediate response from you in this matter will be highly appreciated.

Yours truly,

WHJ/S.

10559

September 9th, 1918.

Re Proof- Nels J. Peterson.

Wm. H. Jackson, Jr.,
Pocatello, Idaho.

Dear Sir:--

Replying to yours of the 7th inst. would say that I do not find a proof to have been made by Nels J. Peterson on August 31st, mentioned in your letter. Permit No. 10559 is held by Mr. Peterson but the proof of beneficial use of water was made before you on October 20th, 1917. License has been withheld pending receipt of our engineer's report. The enclosed check was sent in with the depositions for this proof. The same is herewith returned for the reason that it may be some time yet before the examination can be made.

I am enclosing herewith a set of deposition blanks for proof of use of water, as per your request.

Very truly yours,

FRED A. WILKIE,

State Engineer.

By _____

DBU-CH\$2

10559

February 11, 1919.

Re Permit 10559.

Nels J. Peterson,
Soda Springs, Idaho.

Dear Sir:--

We are in receipt of notices for proof of use of water under the above permit but, in looking over the records, I find that this proof has already been made and that the license is being held pending the report of our examining engineer. No further notice is therefore required from you.

As it will be some time before an engineer from this office will be able to make the examination, we will authorize Mr. C. B. Wilson, of Soda Springs to do this work for you, if it satisfactory to you and you can arrange with him for his fees for his services. Blanks will be sent to Mr. Wilson upon receipt of your reply, if satisfactory to you. No fees are charged by this office for this proof where the expense of the examination is paid by the holder of the permit.

Very truly yours,

FRED A. WILKIE,

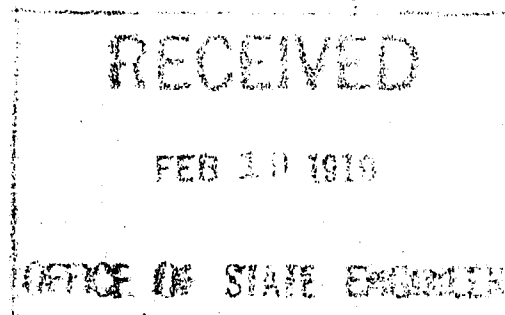
State Engineer.

By _____

10559

FRED A. WILKIE
STATE ENGINEER

State of Idaho
Engineering Department
Boise



February 11, 1919.

Re Permit 10559.

Nels J. Peterson,
Soda Springs, Idaho.

Dear Sir:--

We are in receipt of notices for proof of use of water under the above permit but, in looking over the records, I find that this proof has already been made and that the license is being held pending the report of our examining engineer. No further notice is therefore required from you.

As it will be some time before an engineer from this office will be able to make the examination, we will authorize Mr. C. B. Wilson, of Soda Springs to do this work for you, if satisfactory to you and you can arrange with him for his fees for his services. Blanks will be sent to Mr. Wilson upon receipt of your reply, if satisfactory to you. No fees are charged by this office for this proof where the expense of the examination is paid by the holder of the permit.

Very truly yours,

FRED A. WILKIE,

State Engineer.

By

Soda Springs, Ida. Feb 24, 1919.

*Engineer Department
Boise, Ida.*

10559

*Gentlemen; Your authorizing C. B. Wilson to do the above mentioned work is agreeable to me. We will have to wait as the snow is too deep to go the work at present.
Respectfully N. J. Peterson.*

February 19, 1919.

Re Permit 10559.

Mr. H. B. Wilson,
Soda Springs, Idaho.

Dear Sir:--

At the request of Mr. H. J. Peterson of Soda Springs, I am enclosing herewith blanks for report and authorize you to make the required examination for proof of use of water under the above permit. You will arrange with Mr. Peterson for your fees for services.

Very truly yours,

FRED A. WILKIE,

State Engineer.

By _____

RMF

10559

Wm. H. Jackson, Jr.

Loans, Real Estate

Insurance

POCATELLO, IDAHO

March 28th,

1919

State Engineer,
Boise, Idaho.

Dear Sir:-

I am enclosing herewith
Notice of Proof of Application of
Water to Beneficial Use, of Wells
J. Peterson, of Soda Springs, Idaho.

Yours truly,

Wm. H. Jackson, Jr.

WHJ/H

RECEIVED

MAR 31 1919

OFFICE OF STATE ENGINEER

10559

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 28th, 1919

(P. O.) Soda Springs, Idaho.

TO THE STATE ENGINEER,

Boise, Idaho.

DEAR SIR:

You are hereby authorized to have the attached notice published at my expense in the Soda Springs Chieftan of Soda Springs, Idaho., published in the county in which the works are situated.

Nels J. Peterson
R.H.

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

10559

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 10th day of May, 1919
 at Bancroft, County of Bannock, State of Idaho,
 before Wm. H. Jackson, Jr., Notary Public, proof will be submitted
 of the application to beneficial use of 4-5th Cubic Feet cubic feet per second of the
 waters of an unnamed pond in accordance with the terms and conditions of
 Permit No. 10559 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Nels J. Peterson, Soda Springs, Bannock County, Idaho.
2. The use to which said water has been applied is irrigation purposes.
3. The amount applied to beneficial use is 4-5th Cubic Feet per Second.
4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SE 1/4 NE 1/4 Section 18, Township 8 South, Range 42 East, Boise Meridian

10559

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is An unnamed Pond
6. The right to take water from such works is based upon Permit No. 10559
7. The source of supply from which such water is diverted is An Unnamed Pond
8. The date of the priority which said user is prepared to establish is May 10 - 1915
20th, 1914 9 a.m.

57 E
 E. G. Swendsen,
 Commissioner of Reclamation.
 State Engineer.

May 10

March 31, 1919.

Re Permit 10559. Hela J. Peterson.

Wm. H. Jackson, Jr.,
Pocatello, Idaho.

Dear Sir:--

We are in receipt of your letter enclosing notices for final proof under the above permit. One copy of the notice will be mailed to the Soda Springs Chieftain for the required four weeks publication prior to May 10 and deposition blanks will be mailed to you.

In view of the fact that the proof is being made nine months later than the date specified in the permit, the date of priority will have to be brought down to May 10, 1915. This correction has been made in the notice.

Very truly yours,

~~PRO.~~ SWENDSEN,

State Engineer.

By _____

10559

(P. O.) *Robert Springer Shabo*
(Date) *April 8, 1919*

State Engineer, Boise.

Dear Sir:

I have your letter of *April 4, 1919* enclosing Notice of Proof of Completion of Works and Beneficial Use of Water under Permit No. *10559* which will be published as ~~you request~~, beginning with our issue of *April 10th*

We will publish

RECEIVED

APR 10 1919

DEPARTMENT OF RECLAMATION

10559

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

BOISE, IDAHO,

April 10th
1910

Nels J. Peterson,
Care: Wm. H. Jackson, Jr.,
~~Boise~~ Bancroft, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under Permit No. 10559

DEPOSITION OF PERMIT HOLDER,

DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of the permit holder's rights:

1. On May 10th, 1910, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to at the office of Wm. H. Jackson, Jr., Notary Public, Bancroft, Idaho.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice. When these have been received, together with report of examining engineer, you will be further advised as to fees due before issuing license.

Yours truly,

W. G. Swendsen,
Commissioner of
Reclamation. ~~State Engineer.~~

10559

Soda Springs. May-17-19

Mr W J Swendsen

Boise

Dear Sir;-

Owing to my Wind-Mill not doing sufficient work.
Mr C B Wilson. Civil Engineer. on examination has suggested
that I put up a Gasoline Engine.

and I am doing so. and ask
you to extend the time of my permit. until January. 1st. 1920.

Yours Truly

N J Petersen.

Pr .

10559

Aug 24-1918

*C. B. Wilson
has examination
held for it.*

10559

May 22nd
1919

In re Permit: 10559

N. J. Peterson
Soda Spring, Idaho

Dear sir:

Replying to your letter under date of May 17th, which I have held to date in hopes of receiving the report of Mr. Wilson relative to examination under the above permit, you are advised that under the statutes an extension of time for beneficial use proof cannot be granted, note the following copied from section 3260a of the Revised Statutes of Idaho:

"The State Engineer shall grant no extension unless the application therefor be filed with him prior to the date upon which proof of beneficial use was required to be made under the original terms of the permit, or within thirty days after such date."

The time set out in your permit in which to submit proof of beneficial use in August 24, 1918.

I would suggest that you have Mr. Wilson submit his report to this office, there may be sufficient showing under his examination upon which license can issue.

Your date of priority will be brought down if new proof is necessary, a length of time which is the difference between the date proof should have been submitted and the date proof is submitted.

Yours very truly,

W. G. Swendsen,
Commissioner of
Reclamation.

10559

By:

Soda Springs
Idaho.
June 12, 1919.

Mr. W. J. Swendow

Commissioner of Reclamation

Bureau

Re Permit No. 10559.

Dear Sir:

Mr. H. J. Peterson holder of above Permit has
sent me your letter to him, dated 22nd ult.

In making an examination, I found he had not
complied with the terms, having no adequate means of
getting water from the Pond to the Land, (an old windmill)

He undertook to have Gas Engine & Pumps installed at
once, and I understand he is now doing so.

Is it necessary to secure a new Permit?

Yours truly,

Chas. E. Wilson

RECEIVED

JUN 24 1919

DEPARTMENT OF RECLAMATION

10559

June 14th
1919

In re: Permit: 10559

C. B. Wilson
Soda Springs, Idaho

Dear sir:

In reference to the above permit of N. J. Peterson's, it will not be necessary for the holder to apply for a new permit, but it will be necessary for him to submit new proof of beneficial use under his permit and the date of priority will be brought down a length of time which is the difference between the date proof is called for in the permit and the date proof is submitted.

If will be necessary for you to return your report under the examination in order that our files may be completed. Kindly give this matter your attention.

Yours very truly,

W. G. Swendsen
Commissioner of
Reclamation.

By:

10559

Soda Springs
Idaho
August 18th 1919

Mr W. G. Swendsen

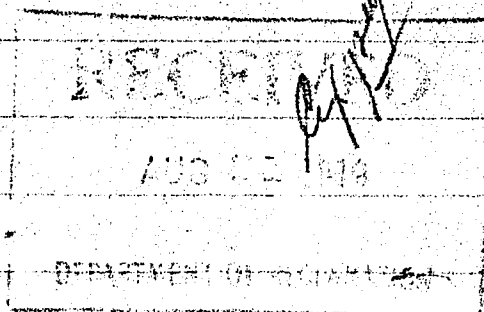
Commissioner of Reclamation
Boise

Dear Sir,

I have just received a letter from Mr. H. F. Peterson, Permit No. 10559, that he has now got his Pumping Plant installed.

Please inform me if he should proceed to adjoin a second time.

Yours truly,
Chas. B. Wilson



10559

August 22, 1919

In re: Permit #10559

Charles E. Wilson,
Soda Springs, Idaho.

Dear Sir:

Reference is had to your letter of the 16th relative to the above numbered permit, H. J. Petersen, holder, you are advised that it will not be necessary under the circumstances for Mr. Petersen to submit a new proof and incur the expense as a tenant thereto.

Kindly make your engineer's report on the enclosed form and forward to this Department, settling all charges in connection with Mr. Petersen.

Yours very truly,

W. G. SWENDSEN

Commissioner of Reclamation

By

Chief Clerk

L:W
Enc.

10559

2 Encl
2

Soda Springs.

Idaho.

Sept 5 1919.

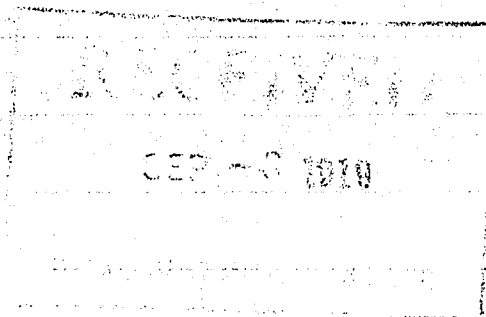
W. W. G. Swendsen.

Commissioner of Reclamation.
Boise.

Dear Sir,

I herewith enclose Examination Report re. Hells of Petersens
Permit No. 10559. with Map.

Yours truly,
Charles B. Wilson.



10559

REPORT OF ENGINEER

This proof is for _____

In Water District No. _____

1. State name of applicant and number of permit: Nels J. Peterson No 10559.2. State source of water supply: an unnamed pond.3. Location of point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 18 T8 S R 42 E B.M.4. Describe works as they exist, giving dimensions and capacities of same: Pump and DitchGasoline Engine 6 H.P. and Centrifugal Pump, 8 feet lift delivery pipe 10 feet long.Ditch width at bottom 1 foot width at water line 2 feet depth of water 12 feet.average grade per mile 8 feet. Length of Conduit $\frac{1}{4}$ Mile.5. State whether or not water has been turned into works of diversion: Yes

6. Give exact location of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):

SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 18 T8 S R 42 E B.M. 25 Acres.

7. Submit map on enclosed plat, showing location and details of above description.

8. How many parties conduct water in this system? One (Nels J. Peterson)

9. Give names and amount of each right: _____

10. What large stream would the water here appropriated finally reach? None

11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:

None

Remarks: _____

This examination was made on the 3rd day of September 1919.

(Signed)

Charles B. Wilson

Examiner.

10559

(This report must be sworn to when not made by an attorney of the State Engineer's office.)

STATE OF IDAHO.

County of Carter

SS.

Charles B. Wilson

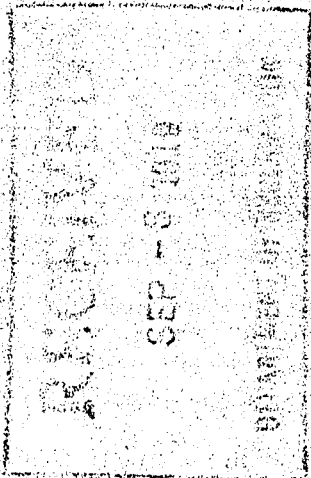
being first duly sworn, deposes and says that the

statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this 23rd day of September 1917.

My commission expires My Commission Expires Jan. 21st, 1922.

Herbert Hossley
Notary Public.



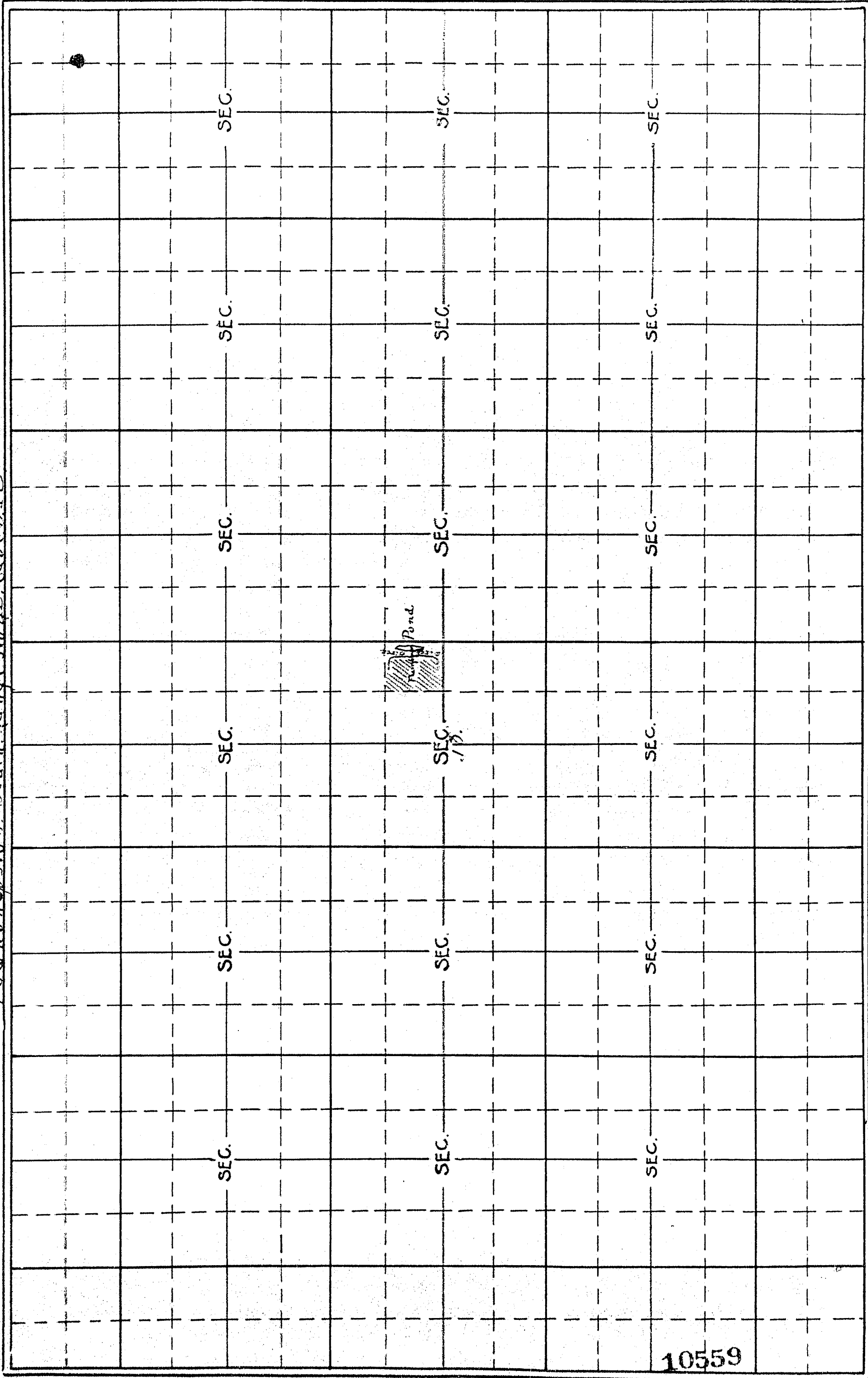
10559

Instructions To Examiners

1. Examiners will not be permitted to examine any of the records in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own rights in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
6. If any unusual conditions are discovered, make a plain statement of them under remarks.
7. Always see the holder, if possible, and go over the whole ground with him, and make your report only upon actual existing facts and conditions.

Name of Applicant *Eds. J. Peterson Perm. No. 10559.*

Township No. 8. South. Range No. 42. East B.M.



10559

SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK

September 10, 1919

In re: Permit #10559

Nels J. Peterson,
Boda Springs, Idaho.

Dear Sir:

This will acknowledge receipt at this Department of the report of C. B. Wilson who was authorized to make the engineer's examination under your proof of beneficial use heretofore submitted.

Under a recent ruling of the Attorney General, this Department can issue no licenses without first receiving the fees provided by statute. These fees amount to \$2.00 for every forty or fraction reclaimed. Therefore, the fees due this Department under your proof is \$2.00.

Upon receipt of the above fee license will issue to you.

Yours very truly,

W. G. SMITH

Commissioner of Reclamation

By

Chief Clerk

L:M

10559



D. W. DAVIS, GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
W. G. SWENDSEN, COMMISSIONER

BOISE

September 10, 1919

BUREAU OF WATER RESOURCES
WATER APPROPRIATIONS
CAREY ACT DEVELOPMENT

7116 Y

In re: Permit #10559

Nels J. Peterson,
Boda Springs, Idaho.

Dear Sir:

This will acknowledge receipt at this Department of the report of C. B. Wilson who was authorized to make the engineer's examination under your proof of beneficial use heretofore submitted.

Under a recent ruling of the Attorney General, this Department can issue no licenses without first receiving the fees provided by statute. These fees amount to \$2.00 for every forty or fraction reclaimed. Therefore, the fees due this Department under your proof is \$2.00.

Upon receipt of the above fee license will issue to you.

Yours very truly,

W. G. SWENDSEN

Commissioner of Reclamation

By

Chief Clerk

L:M

SEP 23 1919

10559

October 1, 1919.

In re: Permit 10559.

Wels J. Peterson,
Soda Springs, Idaho.

Dear Sir:

Herewith find license issued under the above numbered
permit, together with receipt covering fees submitted.

Yours very truly,

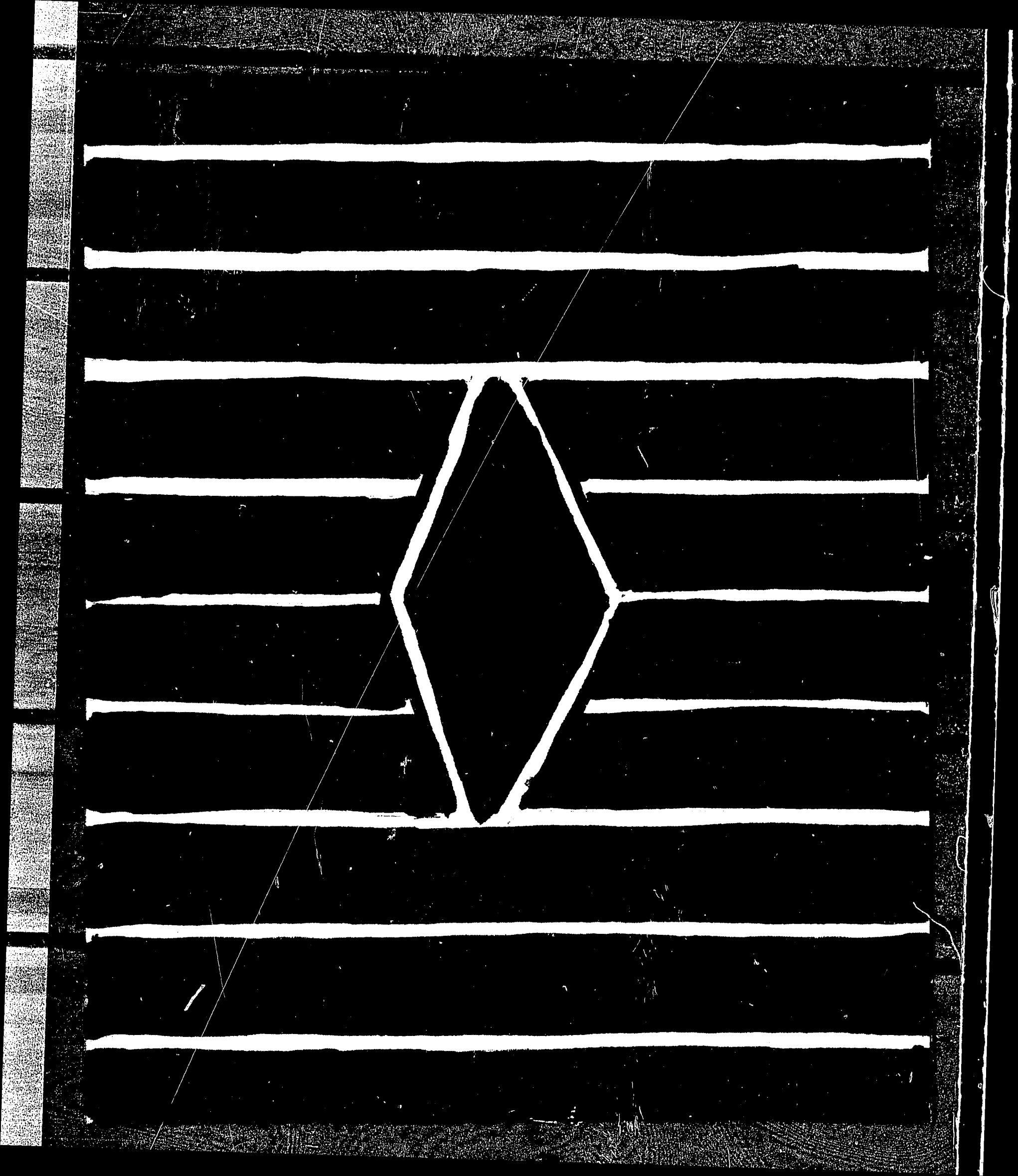
W. G. SWANSEN,

Commissioner of Reclamation,

By

Chief Clerk.

10559



State of Idaho
License and Certificate of Water Right

Water License No. 10559
Water District No. 5 E

Amount 0.5 sec. ft.
Priority 8-20-14

THIS IS TO CERTIFY that **Nels J. Peterson** of **Soda Springs, Idaho**, made application for a permit to appropriate the public waters of the State of Idaho, dated **August 20th**, 19 **14**; that Permit No. **10559** was issued under said application; that Certificate of Completion of works, with a carrying capacity of **0.6** second feet, was issued thereunder on **September 17th**, 19**17**, showing that said works were completed on the **11th** day of **August**, 19**17**; and that on the **20th** day of **October**, 19 **17**,

Nels J. Peterson

of **Soda Springs**, State of **Idaho**, made proof to the satisfaction of the State Engineer of Idaho, of a right to the use of the waters of **an unnamed pond**, a tributary of **_____**, for the purpose of **irrigation and domestic use**, under Use Permit No. **10559** of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the ~~State~~ **Commissioner of Reclamation** of Idaho and entered of record in Volume **5** of Licenses, at page **2469**, on the **24th** day of **September**, 19 **19**;

The right hereby confirmed dates from **August 20th**, 19 **14**;

The Point of Diversion is located in the **SE 1/4 NE 1/4**, Sec. **18**, Tp. **8 S**, R. **42 E.**, B. M. *Caribou*

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed **0.5** cubic feet per second.

Description and location of use:

Twsp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S.	42 E.	18	SE 1/4 NE 1/4	40 acres	25 acres
TOTAL ACREAGE IRRIGATED				--- 25 acres	

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the **Commissioner of Reclamation** of Idaho, this **24th** day of **September**, 19 **19**.

W. G. Swendsen.

~~State Engineer~~
Commissioner of Reclamation
of the State of Idaho.

(Seal)

11 2060

